# TAKES FALL OUT OF SPEAKER HULL

The House Makes Successful Kick Against Killing Bill.

EMERGENCY CLAUSE ROW

RUSH OF MEASURES IN LOWER BRANCH OF LEGISLATURE.

House bill No. 138, by Hawley, providing for a central Utah experiment last night after Speaker Hull had relegated it to the legislative cemetery by his decision during the afternoon session that because the bill had contained an emergency clause and had not re-ceived a two-thirds vote in its favor it

had been defeated.
Undertaker Hull thought that he hal embalmed the bill and that there wasn't a ghost of a show that the house would appeal from his decision, but the night design brought the miracle, and the degislature, which has already shown its feeling toward the measure by its vote of 27 to 15, will have a chance to act

on it Thursday.

The fact of the matter is that the bill is already passed, but the technical objection of the speaker that no appeal was made yesterday afternoon from his decision that the bill had been killed was allowed to stand. The house will simply take the bill up again and again mass it.

pass it.

Speaker Hull's ruling, members of both houses say, was clearly inconsistent, without precedent. The supporters of the bill heard with openmouthed astonishment that the bill ball been killed, although there was a materity vote in its favor. ority vote in its favor.

The roll call followed a debate which occupied the greater part of the afternoon and which developed determined opposition to the bill. This opposition came from three classes. The final vote stood 27 ayes to 15

### Farmers Show Surprise.

The farmers smilingly heard the result and then heard the speaker count the bill down and out because of the emergency clause and the fact that a two-thirds vote had not been scored.
According to the interpretation of the
law in the past, the bill should have
been declared carried with the emer-

When it dawned upon the supporters of the bill that it had been pronounced a "dead one," they were sore and their feelings were not calmed by the man er in which Referee Hull handed out

"Yes, let's call the bill up," came from another quarter.
"You can do nothing of the kind,"
the man in the center of the ring an-

### Cause of Opposition.

The opposition that developed to the bill came from three sources. First, some of the members were honestly opposed to the bill because estly opposed to the bill because it carried with it a larger appropriation in their opinion than the state could afford; second, the bill was amended to the point of nervous prostration; and lest and according to the point of see nothing but their own county as the home of the experiment farm, while the bill made the choice optional with the agricultural department directors

for larceny of property of like value). Lives lock.

H. B. No, 175, by Hawley. An aet amending section 4136, revised statutes state board of land commissioners.

Hawley's bill provided for the establishment in central Utah of an experiment farm to be under the control of Logan experimental farm direct-

when it came up as a special order at a ting a state capitol fund by annual p. m., Joseph moved that considera-If you have a consideration of the bill be passed up until a report and financial statement could be obtained from the state board of horticulture. After a lengthy row over ticulture. After a lengthy row over board of loan commissioners. Capitol Joseph's motion, it was put to a vote grounds,

and defeated.

It was on the clause providing that the counties embraced in the chain of ralleys extending from Box Elder to fusb should be eligible to bid for the experiment farm that the debate cen-

Johnson told what great stunts were being done every year down Sanpete way in the line of farming. He desired to cut out the word "Juab" and to substitute the word "Sanpete." He made a motion to that effect.

It was Millard's turn next to shine.

Thompson thought that Millard was being left out in the cold. He moved to amend the bill to include his county. Tolton then arose and made an amendment, which carried, making any county in the state eligible. Austin made an amendment associat-

ing the state board of land commis-sioners with the directors of the Agri-cultural college in choosing a site for the experiment farm. The amendment

Edward offered an amendment looking toward experiment work in aniculre as well as all pursuits pertaining to the soil.

The amendment lost, possibly because of the fact that for one man who

knew what apiculture meant there appeared to be about forty who didn't. Johnson "wanted to know" and appealed to the speaker. The latter admitted that his dictionary somehow skipped the word, so Edward explained that the term meant literally "be cul-

### Try to Doctor Bill to Death.

From this point on the gentle art of attempting to kill the bill by doctoring it was practiced. McCrea wanted



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ton-27. Nays-Allen, Cromar, Curtin, Daily Vyobler Lyman, Mer Gundry, Joseph, Kuchler, Lyman, MecCrea, Miller, Pace, Pancake, Panter, Spencer and Speaker Hull-15.

### Eight-hour Bill Interred.

Hone's eight-hour bill (house bill No 94), was laid to final rest as far as this legislative session is concerned, by the adoption yesterday of the unfavorable committee report signed by all mem-bers of the labor and manufactures and

aminers in cities of the first and second class, and requiring parents or guardians to send children under their care to school during certain periods. Education and art.

S. B. No. 75, by Bennion, providing for notice of levy, service and publication of assessments of corporations, and making certain exceptions. Private corporations. S. B. No. 83, by sepate committee on

public institutions, relating to the government and control of the state mental hospital. State mental hospital. S. B. No. 88 (substitute for house bill No. 11), by senate committee on judiciary, relating to changes of venue in municipal courts. Judiciary.

### Fifteen New Bills.

Yeszerday was the last day under the rule adopted by both houses for the latroduction of new bills. The following measures were put in by house

H. B. No. 173, by Luther. An act providing for salting cattle and horses on the public ranges of this state. Providing the ranges of this state. viding that five pounds of rock salt to be allowed for each animal turned loose on public range, excepting where

animals. Amending section 4474, re-vised statutes, making persons altering tration; and last, and seemingly quite important, some of those who voted against the bill on final passage could of such animals (instead of punishable for larceny of such animals (instead of punishable for larceny of such animals (instead of punishable for larceny of such animals (instead of punishable for larceny).

the agricultural department directors of the Agricultural college and the state board of land commissioners.

The wild agricultural department directors amending section 4136, revised statutes, providing that any person who bribes the state board of land commissioners.

or attempts to bribe witnesses shall be guilty of a felony, instead of a misdemeanor. Judiciary.

H. B. No. 176, by Marks. An act to amend section 15, revised statutes, relating to estrays and trespassing animals. Providing that poundkeepers shall notify the shariff as well as the That the bill had a fight on was evident from the start. It has been shelved several times and yesterday

Mals. Providing that poundkeepers shall notify the sheriff, as well as the country clerk, upon coming into possession of estrays. Judiciary.

H. B. No. 177, by Marks. An act cre-

### Bills on Banks.

H. B. No. 178, by Marks, an act amending section 368, revised statutes 1898, relating to the making of reports to the secretary of state by banking corporations and private bankers and providing for the publication thereof. Providing that proof of publication of reports shall "be filed in the office of the secretary of state within thirty days from the time of the receipt of the certified copy prepared by the secretary of state." Banks and banking).

banking).

H. B. No. 179, by Marks—An act providing that the state treasurer shall deposit in state, national or private banks of Utah state moneys, and that not less than 2 per cent shall be paid by banks holding such funds. Prohibiting the making of profit through loans or deposits by the state treasurer. (Public funds).

or deposits by the state treasurer. (Public funds).

H. B. No. 180, by Fishburn—An act to amend section 1791, revised statutes 1898, relating to reports to state superintendent of schools. Providing that reports to the state superintendent of schools shall be made "on or before of schools shall be made "on or before

that reports to the state superintendent of schools shall be made "on or before the fifth day of' November in each year," instead of the first Monday in August. (Educational and arts).

H. B. No. 181, by Marks—Providing for juvenile courts, the appointment of prohibition officers, a method of procedure against juvenile delinquents: defining delinquent child and delinquent person, specifying places for the temporary and permanent detention of temporary and permanent detention of juvenile delinquents and the compensa-tion for their care. (Judiciary).

### To Curb Sale of Drugs.

it was practiced. McCrea wanted amend the bill so as to provide that the experiment farm should be located in Salt Lake county. He explained his reasons, stating that this county was visited annually by thousands who would be interested to see the work of the experiment station. On the other hand, he said, there was no use in isolating the farm in some out-of-the-way "cow county."

Kuchler sat through the praise for Salt Lake county and then arose to H. B. No. 182, by Kinney: An act Kuchler sat through the praise for Salt Lake county and then arose to champion Weber county.

The supporters of the bill began to see the writing on the wall and atsee the writing the state \$2,600 for improvement and maintenance of roads and bridges. (Ways and means).

H. B. No. 185, by Horne: Providing that county assessors shall be elected for four years, beginning with the general election of 1908. (Elections).

H. B. No. 186, by committee on prisons and penitentiary: An act approviating the sum of \$2500 for Departs.

ons and penitentiary: An act appro-priating the sum of \$3,500 to David Wilcken, of Salt Lake county, for ser-vices rendered to the state and for permanent bodily injury sustained in

### the penitentiary break of October, 1903. (Ways and means). Six More Bills at Night.

Six more new house bills, making a total of twenty-one for the day, were presented last night and referred to different committees, as follows:

'H. B. No. 187, by Kuchler, exempting barber shops maintained in railroad stations from the provisions of the Sunday closing law. (Judiciary.)

'H. B. No. 188, by Marks.—An act to secure to the several counties of the state interest on county moneys, by depositing the same in banks. Providing that interest at the rate of 2 per cent

HULL TRIMMED IN EVENING.

Sheep Commission Bill. the house succeeded in cleaning up its endar last night, passing house bill 134, by Marks (by request) providing the adverse possession of rights of y after seven years; senate bill No. by Clegg, establishing a state board sheep commissioners, and house bill 123, by Hopes, authorizing the transfof \$1,000 road appropriation in Juab inty.

committee report signed by all members of the labor and manufactures and commerce committees, excepting the author of the measure. Mr. Hone was not on the floor of the house when the report was submitted, and it went through without any attempt to force the legislators to "put themselves on returned a favorable report on house bill No. 35, by Roberts, relating to the compensation of members of boards of edication in cities of the first class.

Senate bills were received yesterday and referred to committees as follows:
S. B. No. 49, by Williams, providing for the purchase of works of art and the appointment of a purchasing committee. Ways and means.

S. B. No. 59, by Bennion, providing for the appointment of associate examiners in cities of the first and second class, and requiring parents or guardians to send children under their care to school during certain periods. Edu-

but the speaker ruled that the hottee could not be given, that the bill had been killed.

Wilson appealed from the decision, whereupon Hull stated that his ruling was in observance of the constitution, which provided that no bill might become a law before sixty days of passage unless it contained an emergency clause. As no part of a bill could be passed and the other ignored, he believed that the bill had been defeated.

Wilson quoted from section 25 of the state constitution regarding emergency clauses to show that his stand was well taken. Thompson also assured the speaker that he was in error. By a rising yote the house determined not to sustain Hull's position.

Thereupon Pancake gave notice that next Thursday he would move to reconsider Hawley's agriculture bill, "defeated" under similar circumstances during the afternoon session.

### House Committee Reports.

Committee reports were received last night as follows:
Judiciary—H. B. No, 159, by Marks, providing for a uniform fee of 20 cents for each folio recorded by county recorder.
Recommended to pass.

NO. AMERICA New York

tempted to put a stop to what was termed "fillbustering tactics." Tolton opposed the amendments. He believed McCrea should have gone further and specified the exact spot in Salt Lake county where he desired the farm located. The city and county building funds with any bank. After McCrea and Kuchier came Wilson, who could see nothing but Waster. After McCrea and Kuchier came wilson, who could see nothing but Waster. The argument over the amendments carried was suspected McCrea's desire was to get the state and the smelters in a mix-up. McCrea didn't worry much a mix-up. McCrea didn't worry much a mix-up. McCrea didn't worry much a fine the state and the smelters in a mix-up. McCrea didn't worry much a mix-up. McCrea didn't worry much a follows:

After McCrea didn't worry much a feet the state and the smelters in a mix-up. McCrea didn't worry much a mix-up. McCrea didn't worry much a follows:

Apse-J. A. Anderson, Austin, Carrol, Christensen, Cottam, Dean, Edward, Fishburn, Hawley, Hone, Hopes, J. Christensen, Cottam, Dean, Edward, Fishburn, Hawley, Hone, Hopes, Maughan, Marks, Merrill, Peterson, Richards, Simons, Stookey, Stringham, Thompson, Toiton, Wilson and Woottan.

HULL TRIMMED IN EVENING.

Indicaty—H. B. No. 157, by Marks, providing that the county freasurers shall the down the statute point of the beauty for the dealing to pawnbrokers and second hand dealers. Providing that 20 accurate copy of the county in which the record is made. (Judiciary.)

H. B. No. 158, by Marks, providing that 20 accurate copy of the county dealers of zeholon Jacobs, injured the county in which will be modeled to some of the amendments carried. When roll was called, the house lined up as follows:

Apse-J. A. Anderson, Austin, Carrol, Christensen, Cottam, Dean, Edward and the state point of the county in the county of the county in the county of the county in the county of the c

A petition signed by Nephi Indian War veterans was received by the house yesterday asking that their services be recognized by the awarding of suitable medallions and that steps be House Overrules Speaker-Passes

## EXTRA FORCE NEEDED

TO AVERT ACCIDENTS Reno, Nev., Feb. 21.—The Southern Pacific company has had an extra force of track walkers along its line between here and the summit guarding

A rock weighing 500 pounds rolled onto the track on a sharp curve and at a point where the engineer could not see . A track walker found the obstruction and by the aid of a bar moved it from the track just as the fast train came in sight. Since that time several others have been found and removed

# DROPPED DEAD WHILE

BEING TAKEN TO JAIL aken to jail, charged with ballot box stuffing. Four other members of the election board in this ward were arrested on the same charge. The fight over the city controllership is bitter and there have been many fights at the polls. During the morning Judge Rodgers of the common pleas court issued twenty-five warrants for fradu-

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Senate Confirms Six Without a Suggestion of Opposition.

CORPORATION MEASURES DO NOT AROUSE OBJECTION.

Directors Deseret Agricultural & Manufacturing society—Lester D. Freed of Sait Lake, William C. Winder of Salt Lake, Mrs. Priscilla J. Riter of Salt Lake, Commissioner state bureau of statistics—Charles DeMoisy of Salt Lake.

State coal mine inspector—Gomer Thomas of Salt Lake.

suitable medallions and that steps be taken toward securing compensation for thirty days' actual services.

Sheriff A. F. Woods of San Juan county presented a claim-for \$101 for having taken Charles Botha to that county for resentence.

Senate bills Nos. 77 and 78, providing for a reduction in the membership of city councils, will be considered by the committee on county and municipal corporations immediately after the session tomorrow afternoon. It is expected a number of citizens will be present to give their opinions on the measure.

Senate toal mine hispector dome.

Appointments by Governor Cutler were unanimously confirmed by the senate as given above, yesterday afternoon. In the list given the chief interest has centered in the post of coal mine inspector.

James A. Harrison, foreman for the Utah Fuel company at Sunnyside and Republican chairman of Carbon county, was the chief opponent of Mr. Thomas and had some powerful backing. Probably the strongest argument employed against him was the fact that he is an employe of the company that operates practically all the coal mines in the state.

Mr. Thomas is the present inspector.

Mr. Thomas is the present inspector. de was appointed to succeed Thomas loyd about six years ago, and has held he position ever since that time. State Statistician DeMoisy also succeeds himself. His reappointment was conceded and was not opposed by anyone.

### House Bills Are Passed.

against rolling boulders. The warm rains have loosened the embankments to such an extent that boulders are rolling on the track.

A wreck of the east bound flyer was harrowly averted near Boca last night.

A rock weighing 500 nounds rolled onto

attached. It was the subject of but actuached. It was the subject of but actually ac

panies, came up for third reading. Johnson manifested much curiosity as to the precise mission of the bill, and on his request it was made a special order for Friday at 3 o'clock.

Lawrence's bill, No. 62, the measure authorizing cities to issue scrip for pur-poses of improvement, was passed by unanimous vote.

bert Bartell, now located at Social hall, 41 State St. Ladies' classes, 9 to 12 a. m. and 5:30 to 6:30 p. m. daily; gen tlemen's classes Tuesday, Thursda; and Saturday evenings, 8 to 10 p. m Special work by appointment at resi dence or gym.

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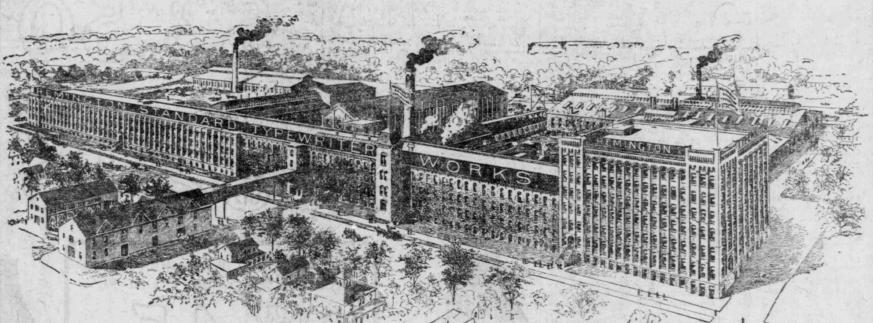


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